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## Notice of Allowability

Application No.

09/446,820

Examiner

Jeffrey S. Parkin

Applicant(s)

SODROSKI ET AL.

Art Unit

1648

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 20 January, 2004.
2. ☒ The allowed claim(s) is/are 1,2,4-14,16 and 17, renumbered 1-15, respectively.
3. ☒ The drawings filed on 22 December, 1999, are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date 06/29/2004
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_.
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_.

  
Jeffrey S. Parkin  
Primary Examiner  
Art Unit: 1648

Serial No.: 09/446,820  
Applicant(s): Sodroski, J. G., et al.

Docket No.: 157/48436  
Filing Date: 04/30/01

### ***Examiner's Amendment***

An Examiner's Amendment to the record appears below to update the status of those applications relied upon under 35 U.S.C. § 120. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 C.F.R. § 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the Issue Fee.

The application has been amended as follows:

Please amend the first paragraph of the specification to read as follows:

This application is a national stage entry under 35 U.S.C. § 371 of international application PCT/US98/24001, filed 11/10/1998, which claims benefit under 35 U.S.C. § 120 as a continuation-in-part of the following U.S. applications: U.S.S.N. 08/966,932, filed 11/10/1997, **now abandoned**; U.S.S.N. 08/967,148, filed 11/10/1997, **now abandoned**; U.S.S.N. 08/967,708, filed 11/10/1997, **now abandoned**; U.S.S.N. 08/967,403, filed 11/10/1997, **now abandoned**; U.S.S.N. 08/966,987, filed 11/10/1997, **now abandoned**; U.S.S.N. 08/976,741, filed 11/24/1997, **now abandoned**; U.S.S.N. 09/100,762, filed 06/18/1998, **now abandoned**; U.S.S.N. 09/100,631, filed 06/18/1998, **now abandoned**; U.S.S.N. 09/100,521, filed 06/18/1998, **now abandoned**; U.S.S.N. 09/100,763, filed 06/18/1998, **now abandoned**; U.S.S.N. 09/100,529, filed 06/18/1998, **now abandoned**; and U.S.S.N. 09/100,764, filed 06/18/1998, **now abandoned**; and which claimed benefit under 35 U.S.C. § 119(e) of U.S. provisional applications 60/089,581, filed 6/17/98, **now abandoned**, and U.S. provisional application 60/089,580, filed 6/17/98, **now abandoned**.

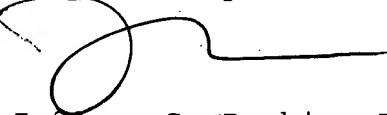
### ***Correspondence***

Any inquiry concerning this communication should be directed to Jeffrey S. Parkin, Ph.D., whose telephone number is (571) 272-0908.

The examiner can normally be reached Monday through Thursday from 10:30 AM to 9:00 PM. A message may be left on the examiner's voice mail service. If attempts to reach the examiner are unsuccessful, the examiner's supervisor, James C. Housel, can be reached at (571) 272-0902. Direct general status inquiries to the Technology Center 1600 receptionist at (571) 272-1600. Formal communications may be submitted through the official facsimile number which is (703) 872-9306. Hand-carried formal communications should be directed toward the customer window located in Crystal Plaza Two, 2011 South Clark Place, Arlington, VA. Applicants are directed toward the O.G. Notice for further guidance. 1280 O.G. 681. Informal communications may be submitted to the Examiner's RightFAX account at (571) 273-0908.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Respectfully,



Jeffrey S. Parkin, Ph.D.  
Primary Examiner  
Art Unit 1648

04 March, 2005